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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**

6 HERB W. DAY,)

7)
8 Plaintiff,)

9 vs.)

2:11-cv-02030-GMN-GWF

10 BANK OF AMERICA, N.A., *et al.*,)

11 Defendants.)
12)

13 **ORDER OF DISMISSAL WITHOUT PREJUDICE**
14 **PURSUANT TO RULE 4(m) FEDERAL RULES OF CIVIL PROCEDURE**

15 Plaintiff having failed to show good cause why this action should not be
16 dismissed without prejudice for failure to effect timely service pursuant to F.R.Cv.P.
17 4(m),

18 **IT IS THEREFORE ORDERED** that the action is hereby dismissed without
19 prejudice as to the defendant MTC Financial, Inc.

20 Dated: July 12, 2012

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24 GLORIA M. NAVARRO
25 United States District Judge
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